



Docket No.: 245089US0RE

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application No.: 10/722,679
Applicants: Hirotoshi ISHIDA, et al.
Filing Date: November 28, 2003
For: SWEETENER COMPOSITION
Group Art Unit: 1761
Examiner:

SIR:

Attached hereto for filing are the following papers:

37 CFR § 1.178(b) NOTICE OF CONCURRENT PROCEEDINGS

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

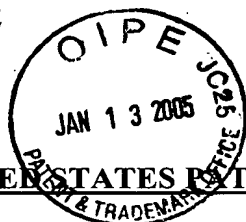
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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :

HIROTOSHI ISHIDA, ET AL

: EXAMINER:

SERIAL NO: 10/722,679 :

FILED: November 28, 2003

: GROUP ART UNIT: 1761

FOR: SWEETENER COMPOSITION :

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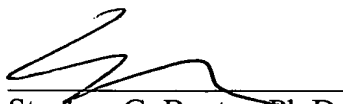
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SIR:

Pursuant to 37 CFR § 1.178(b), Applicants note that on August 10, 2004, a third party filed a request for an ex parte reexamination of U.S. Patent No. 6,372,279. On August 12, 2004, the Patent and Trademark Office assigned the reexamination request Reexamination Application Serial No. 90/007,160. On October 5, 2004, the Patent and Trademark Office granted the request for an ex parte reexamination. Applicants respectfully submit that Reexamination Application Serial No. 90/007,160 and the present Reissue application examination should be merged. See, e.g., 37 CFR § 1.565(d) and MPEP § 2285 (II)(B).

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Stephen G. Baxter, Ph.D.
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